

**§ 604.16 Final denial of claim.**

Final denial of an administrative claim shall be made by the General Counsel, or his designee, in writing and sent to the claimant, his attorney, or legal representative by certified or registered mail. The notification of final denial may include a statement of the reasons for the denial and shall include a statement that, if the claimant is dissatisfied with the Agency action, he may file suit in an appropriate U.S. District Court not later than 6 months after the date of mailing of the notification.

**§ 604.17 Action on approved claims.**

(a) Payment of a claim approved under this part is contingent on claimant's execution of (1) a "Claim for Damage or Injury", Standard Form 95, (2) a claims settlement agreement, and (3) a "Voucher for Payment", Standard Form 1145, as appropriate. When a claimant is represented by an attorney, the voucher shall designate both the claimant and his attorney as payees, and the check shall be delivered to the attorney whose address shall appear on the voucher.

(b) Acceptance by the claimant, his agent, or legal representative, of an award, compromise, or settlement made under section 2672 or 2677 of the Act, is final and conclusive on the claimant, his agent or legal representative, and any other person on whose behalf or for whose benefit the claim has been presented, and constitutes a complete release of any claim against the United States and against any employee of the Government whose act or omission gave rise to the claim, by reason of the same subject matter.

**PART 605—NATIONAL SECURITY INFORMATION REGULATIONS**

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AUTHORITY: E.O. 12958 (60 FR 19825, April 20, 1995); Information Security Oversight Office Directive No. 1, 32 CFR 2001.

SOURCE: 61 FR 64286, Dec. 4, 1996, unless otherwise noted.

**§ 605.1 Basis.**

These regulations, taken together with the Information Security Oversight Office Directive No. 1 dated October 13, 1995, provide the basis for the security classification program of the U.S. Arms Control and Disarmament Agency (ACDA) implementing Executive Order 12958, "Classified National Security Information" (the Executive Order).

**§ 605.2 Objective.**

The objective of the ACDA classification program is to ensure that national security information is protected from unauthorized disclosure, but only to the extent and for such a period as is necessary.

**§ 605.3 Senior agency official.**

The Executive Order requires that each agency that originates or handles classified information designate a senior agency official to direct and administer its information security program. The ACDA senior agency official is the Deputy Director. The Deputy Director is assisted in carrying out the provisions of the Executive Order and the ACDA information security program by the Director of Security and by the Classification Adviser.

**§ 605.4 Original classification.**

(a) Definition. Original classification is the initial determination that certain information requires protection against unauthorized disclosure in the interest of national security (i.e., national defense or foreign relations of the United States), together with a designation of the level of classification.

(b) Classification designations—(1) *Top Secret* shall be applied only to information, the unauthorized disclosure of which reasonably could be expected to cause exceptionally grave damage to the national security. Examples of "exceptionally grave damage" include, but are not limited to, armed hostilities against the United States or its allies;